

FILED
U.S. DISTRICT COURT
DISTRICT OF WYOMING
SEP 22 2005

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA	)	No.	<u>05 CR 2208</u>
)		
Plaintiff,	)	Cts. 1-18:	29 U.S.C. § 501(c)
	)		(Embezzlement of Labor Union
v.	)		Funds)
)		
RICHARD CARLSON,	)	Ct. 19:	29 U.S.C. § 439 (b)
	)		(Making a False Statement or
Defendant.	)		Material Omission in a Labor
	)		Organization Report)

INDICTMENT

THE GRAND JURY CHARGES THAT:

COUNTS ONE-EIGHTEEN

On or about the dates listed herein, in the District of Wyoming, the Defendant, **RICHARD CARLSON**, while an officer, that is, Secretary-Treasurer of the American Postal Workers Union Local 769, a labor organization engaged in an industry affecting commerce, did embezzle, steal, and unlawfully and willfully convert to his own use the moneys, funds, property, and other assets of the American Postal Workers Union Local 769, to wit: the Defendant, **RICHARD CARLSON**, without authorization, issued 18 checks drawn on the American Postal Workers Union Local 769 checking account at the American National Bank of Cheyenne Wyoming, account number 5057 628, cashed

said checks, and used the proceeds thereof for his personal use, in the amounts and on the dates specified below:

Count	Date of Offense	Check Number	Payee	Amount
One	2/01/2005	4061	Carlson	\$434.30
Two	3/15/2005	4077	Cash	\$1500.00
Three	3/21/2005	4079	Cash	\$1500.00
Four	3/25/2005	4080	Cash	\$1000.00
Five	4/20/2005	4082	Safeway (blank)	\$52.76
Six	4/30/2005	4086	Cash	\$200.00
Seven	4/29/2005	4087	Safeway (blank)	\$60.31
Eight	4/19/2005	4088	Cash	\$200.00
Nine	4/19/2005	4089	Cash	\$110.00
Ten	4/26/2005	4090	Cash	\$50.00
Eleven	4/07/2005	4091	Safeway	\$57.56
Twelve	4/15/2005	4092	Safeway	\$122.21
Thirteen	4/16/2005	4093	Cash	\$500.00
Fourteen	4/1/2005	4094	Cash	\$200.00
Fifteen	4/2/2005	4095	Safeway (blank)	\$100.00
Sixteen	4/4/2005	4096	Cash	\$500.00
Seventeen	3/30/2005	4097	Safeway	\$100.00
Eighteen	3/28/2005	4098	Cash	\$400.00
TOTAL				\$7089.14


All in violation of 29 U.S.C. § 501(c).

COUNT NINETEEN

On or about September 5, 2004, in the District of Wyoming, the Defendant, **RICHARD CARLSON**, who was acting in his capacity as Secretary-Treasurer of the American Postal Workers Union Local 769, a labor organization engaged in an industry affecting commerce, did knowingly fail to disclose a material fact in a report required to be filed by said labor organization with the Secretary of Labor pursuant to Title 29, United States Code, Section 431(b), to-wit: Labor Organization Annual Report, Form LM-3, in that the Defendant, **RICHARD CARLSON**, failed to report that he had purchased approximately \$1,400.00 of gift certificates with union funds and then converted the same to his own use.

In violation of 29 U.S.C. § 439(b).

A TRUE BILL:


FOREPERSON


MATTHEW H. MEAD
United States Attorney

PENALTY SUMMARY

05 CR 220B

DATE: September 19, 2005
DEFENDANT NAME: RICHARD CARLSON
ADDRESS: Firebird Motel, Cheyenne, WY

OFFENSE AND PENALTIES:

OFFENSE: Cts. 1 - 18: 29 U.S.C. § 501(c)
(Embezzlement of Union Funds)

PENALTIES: NOT MORE THAN 5 YEARS IMPRISONMENT
\$10,000.00 FINE
3 YEARS SUPERVISED RELEASE
\$100 SPECIAL ASSESSMENT

OFFENSE: Cts. 19: 29 U.S.C. § 439(c)
(Making False Statement or Material Omission in a Labor
Organization Report)

PENALTIES: NOT MORE THAN 5 YEARS IMPRISONMENT
\$10,000.00 FINE
3 YEARS SUPERVISED RELEASE
\$100 SPECIAL ASSESSMENT

TOTALS: NOT MORE THAN 95 YEARS IMPRISONMENT
\$190,000.00 FINES
3 YEARS OF SUPERVISED RELEASE
\$1900.00 SPECIAL ASSESSMENT

AGENT: WILL OBERG DEPT. OF LABOR **AUSA:** JIM ANDERSON

ESTIMATED TIME OF TRIAL:

☒ five days or less
☐ over five days
☐ other

INTERPRETER NEEDED:

☐ Yes
☒ No

THE GOVERNMENT:

☐ will
☒ will not

☐ The court should not grant bond because
the defendant is not bondable because
there are detainers from other
jurisdictions

SEEK DETENTION IN THIS CASE.